

HOUSE BILL No. 4977

June 19, 2001, Introduced by Reps. Jelinek, Pumford, Patterson and Pappageorge and referred to the Committee on Civil Law and the Judiciary.

A bill to amend 1982 PA 455, entitled
"The library privacy act,"
(MCL 397.601 to 397.606) by adding section 5a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 5A. (1) EXCEPT AS PROVIDED IN SUBSECTION (2), A
2 LIBRARY SHALL REQUIRE THE USER OF ANY COMPUTER, COMPUTER PROGRAM,
3 COMPUTER NETWORK, OR COMPUTER SYSTEM THAT THE LIBRARY MAKES
4 AVAILABLE TO THE PUBLIC FOR INTERNET ACCESS, SENDING OR RECEIVING
5 ELECTRONIC MAIL, OR ANY OTHER USE TO DO BOTH OF THE FOLLOWING
6 BEFORE HE OR SHE IS ALLOWED TO USE THE COMPUTER, COMPUTER PRO-
7 GRAM, COMPUTER NETWORK, OR COMPUTER SYSTEM:

8 (A) PROVIDE HIS OR HER NAME AND ADDRESS TO A DESIGNATED
9 LIBRARY EMPLOYEE. THE LIBRARY SHALL MAINTAIN A LOG OR REGISTER
10 THAT CONTAINS THE NAME OF EACH USER, THE COMPUTER OR COMPUTER
11 SYSTEM USED, AND THE DATE AND TIME OF USE.

1 (B) PROVIDE TO THE DESIGNATED LIBRARY EMPLOYEE FOR
2 INSPECTION THE USER'S OFFICIAL MICHIGAN OPERATOR'S OR CHAUFFEUR'S
3 LICENSE, OFFICIAL MICHIGAN PERSONAL IDENTIFICATION CARD, OR OTHER
4 BONA FIDE IDENTIFICATION THAT CONFIRMS THE IDENTITY OF THE USER.

5 (2) SUBSECTION (1) DOES NOT APPLY IF THE USER LOGS ONTO OR
6 ACCESSES THE COMPUTER, COMPUTER PROGRAM, COMPUTER NETWORK, OR
7 COMPUTER SYSTEM UTILIZING A PASSWORD OR USER NAME PREVIOUSLY
8 GRANTED, REGISTERED, OR AUTHORIZED BY THE LIBRARY, FROM WHICH THE
9 LIBRARY MAY DETERMINE THE IDENTITY OF THE USER FROM ITS RECORDS.